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March 4, 2011

## VIA ELECTRONIC FILING

The Honorable Jocelyn Boyd  
Chief Clerk and Administrator  
The Public Service Commission of South Carolina  
101 Executive Center Drive  
Columbia, South Carolina 29210

Re: • **Docket Number 2011-51-W**  
• **Wrigley & Associates, Inc.**  
• **Reply to Clarendon County's Return to Wrigley Inc.'s Petition to Intervene**

Dear Ms. Boyd:

Enclosed for filing is Wrigley & Associates, Inc.'s Reply to Clarendon County's Return to Wrigley Inc.'s Petition to Intervene, Coversheet and Certificate of Service.

All parties of record have been served. Please notify the undersigned if you there is anything else you may need.

Respectfully Submitted,

/S/ \_\_\_\_\_  
Richard L. Whitt

RLW/cas

STATE OF SOUTH CAROLINA

(Caption of Case)

Petition of Clarendon County Regarding the  
Acquisition of Eagle Point Water System

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2011 - 51 - W

(Please type or print)

Submitted by: Richard L. Whitt

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

**DOCKETING INFORMATION** (Check all that apply)

- ☐ Emergency Relief demanded in petition      ☐ Request for item to be placed on Commission's Agenda expeditiously
- ☒ Other: Routine

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
<input type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input type="checkbox"/> Letter	<input type="checkbox"/> Request
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input checked="" type="checkbox"/> Response
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena
<input checked="" type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other:
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest	
<input type="checkbox"/> Other:	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit	
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report	

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF SOUTH CAROLINA**  
**DOCKET NO. 2011-51-W**

IN RE: Petition of Clarendon County Regarding	)	REPLY TO CLARENDON COUNTY'S
the Acquisition of Eagle Point Water	)	RETURN TO WRIGLEY INC.'S
System	)	PETITION TO INTERVENE
	)	

**INTRODUCTION**

A Docket was opened in this matter, on **February 1, 2011**, and assigned the above-referenced Docket number. Wrigley & Associates, Inc.'s (hereinafter as, "Wrigley Inc.") Petition to Intervene was filed on **February 4, 2011**. Thereafter Clarendon County (hereinafter as, "Clarendon") filed its document styled as, "Return to Wrigley & Associates, Inc.'s Petition to Intervene" on **February 8, 2011**. On **February 9, 2011**, the Public Service Commission of South Carolina (hereinafter as, "Commission"), issued its Directive Order to Wrigley Inc. In response thereto, Wrigley Inc., filed its responsive pleading on **February 18, 2011**. Wrigley Inc.'s Reply to Clarendon County's Return to Wrigley Inc.'s Petition to Intervene follows:

**REPLY TO CLARENDON'S RETURN**

1. Petitioner Wrigley Inc., served as the Court-appointed Receiver for the Eagle Point Water System (hereinafter as, "Eagle Point"), which is the subject matter of this Docket.

2. Clarendon County never contacted the Petitioner Wrigley Inc. to indicate that it was attempting to purchase the Eagle Point Water System, even though their filing indicated that it knew that a Court-appointed Receiver was in place.

3. Petitioner Wrigley Inc., has not received all compensation due to it, under the Court appointment, and is owed monthly payments from the Eagle Point Water customers.

4. **Clarendon's Petition, *inter alia*, does not take into account** (i) the owner of Eagle Point, at the time the Receivership was initiated, was Mr. Reece Williams, Jr., and that ownership interest has not been extinguished (ii) Eagle Point is a Certificated System in the records of this Commission and that Certificate has not been cancelled (iii) the South Carolina Department of Health and Environmental Control's (hereinafter as, "SCDHEC"), correspondence to the Parties herein, is not dispositive on this matter, but simply correspondence from a SCDHEC employee, which is not a final decision of SCDHEC (iv) the economic interests of Petitioner Wrigley Inc., (v) it only received a "quit claim" deed and (vi) the Statutes and Regulations of this Commission requiring a transfer of a Certificate of Public Convenience and Necessity.



**REPLY TO CLARENDON'S RETURN (CONT.)**

5. This Commission should require notice to the public, "bill insert" notice to the customers of Eagle Point and the Commission's standard time period of intervention for all interested parties.

6. Clarendon County has not provided this Commission with any valid reason why Commission Statutes/Regulations should be waived or disregarded.

7. Petitioner Wrigley Inc. is not seeking "money damages" from this Commission, but instead Petitioner Wrigley Inc., is seeking a reconciliation of customer payments from Eagle Point customers.

8. This Commission should continue its long history of lenient interventions, consistent with allowing all parties to be heard. Petitioner Wrigley Inc.'s position is that it should be allowed to intervene in this Docket, with full rights of participation, based on the foregoing.

Respectfully Submitted,

/S/

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803-251-7442  
Attorney for Wrigley & Associates, Inc.

March 4, 2011  
Columbia, South Carolina

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION OF**  
**SOUTH CAROLINA**

Petition of Clarendon County	)	
Regarding the Acquisition of	)	Docket No. 2011-51-W
Eagle Point Water System	)	

I, Carrie A. Schurg, an employee of Austin & Rogers, P.A., certify that I electronically mailed a copy of the Correspondence, Cover Sheet, Wrigley & Associates, Inc.'s Reply to Clarendon County's Return to Wrigley Inc.'s Petition to Intervene and this Certificate of Service, in the above referenced matter as indicated below, via electronic mail as addressed below, on March 4, 2011.

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County Administrator

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Columbia, South Carolina

March 4, 2011

/S/ \_\_\_\_\_  
Carrie Schurg  
Austin & Rogers, P.A.